

**CITY OF SAN ANTONIO**

CONSENT AGENDA  
ITEM NO. **23**

**INTERDEPARTMENTAL MEMORANDUM**

**FIRE DEPARTMENT**

**TO:** Mayor and City Council

**FROM:** Robert Ojeda, Fire Chief

**THROUGH:** Terry M. Brechtel, City Manager

**COPIES:** J. Rolando Bono, Deputy City Manager; File

**SUBJECT:** Sale of Fireworks in Limited Purpose Annexation Areas

**DATE:** May 29, 2003

**SUMMARY AND RECOMMENDATIONS**

This ordinance would approve amendments to Chapter 11 of the City Code allowing limited sales of fireworks in the limited purpose annexation area. Fireworks will be allowed to be sold until January 5, 2006 from fireworks stands that were legally in use in July 2002. Those who purchase fireworks will be required to transport the fireworks away from the city to avoid being in violation of this proposed ordinance. The ordinance includes a necessary revision to the Regulatory Plans adopted for each of the Limited Purpose Areas to incorporate the change into those Plans.

Staff recommends approval.

**BACKGROUND INFORMATION**

A question arose as to whether the sale of fireworks would be allowed in the limited purpose annexation area during the period of limited purpose annexation under the provisions of the Regulatory Plans that were adopted for each limited purpose area. The Fire Department, the entity responsible for the enforcement of fireworks ordinances, has agreed to support the sale of fireworks in the limited purpose annexation area under certain conditions: 1) if the use of fireworks would not be permitted in the limited purpose annexation area; 2) if those who purchase fireworks would be required to transport them away from the full and limited purpose areas of the city; and 3) if no additional fireworks stands would be allowed to conduct sales other than those that were legally in use in July 2002.

**POLICY ANALYSIS**

Approval of this ordinance will allow the sale of fireworks in the limited purpose annexation area. Sales, use, transport, and possession of fireworks is currently prohibited throughout the city, including the limited purpose area.

**FISCAL IMPACT**

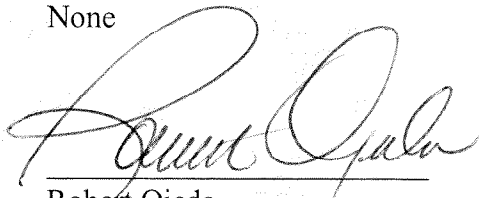
There is no fiscal impact to the city.

**COORDINATION**

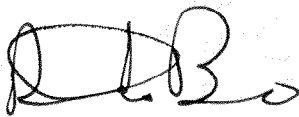
This proposal has been coordinated with the Legal and Planning Departments.

**SUPPLEMENTARY COMMENTS**

None

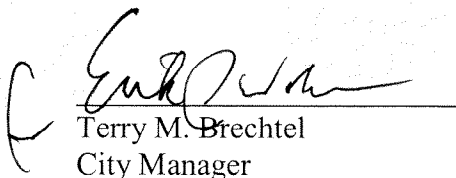


Robert Ojeda  
Fire Chief



J. Rolando Bono  
Deputy City Manager

Approved:



Terry M. Brechtel  
City Manager